

Message Text

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INFO OCT-01 IO-14 ISO-00 CIAE-00 DODE-00 PM-07 H-03 INR-10

L-03 NSAE-00 NSC-10 PA-04 RSC-01 PRS-01 SPC-03 SS-20

USIA-15 ACDA-19 NIC-01 DRC-01 SAJ-01 /139 W

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R 191049Z NOV 73

FM AMEMBASSY BONN

TO SECSTATE WASHDC 8781

INFO AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY PARIS

USMISSION BERLIN

USMISSION USUN NEW YORK

USMISSION NATO BRUSSELS

C O N F I D E N T I A L SECTION 01 OF 02 BONN 16672

E.O. 11652: GDS

TAGS: PFOR, GW, WB, UR, UN

SUBJECT: MALIK LETTER REPLY TEXT AGREED

REF: A) STATE 219366; B) BONN 15457

SUMMARY: BONN GROUP AT ITS NOVEMBER 16 MEETING PRODUCED
NEW AD REFERENDUM TEXT OF ALLIED RESPONSE TO THE MALIK
LETTER FOR RECOMMENDATION TO CAPITALS. END SUMMARY.

1. MAJOR CHANGE FROM TEXT REF B RESULT OF STRONG FRG
BELIEF THAT EARLIER DRAFT DID NOT SUFFICIENTLY MAKE
CLEAR THAT THE AUTHORIZATION FOR FRG REPRESENTATION OF
THE WSB ABROAD DID NOT ORIGINATE WITH THE QA. REDRAFTING
SESSION PRODUCED TEXT PARA 3 (B) BELOW, WHICH STRENGTHENS
REFERENCE TO ALLIED AUTHORIZATION PRIOR TO SIGNING QA
BASED ON THEIR SUPREME AUTHORITY OVER WSB.

2. ONLY OTHER SIGNIFICANT CHANGE OCCURS AT BEGINNING OF
PARA (F). US REP INTRODUCED DEPARTMENT'S SUGGESTED
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WORDING CHANGE (REF A), AND ALL REPS AGREED THIS WOULD

IMPROVE TEXT. LATER IN DISCUSSION, HOWEVER, FRENCH REP (BELLESCIZE) BELIEVED SOME KIND OF CONJUNCTIVE PHRASE SHOULD OPEN THE PARAGRAPH FOR EDITORIAL CONTINUITY, WHILE AT THE SAME TIME EMPHASIZING POINT RAISED BY DEPARTMENT. HE FELT PHRASE QUOTE PURSUANT TO THEIR RIGHTS AND RESPONSIBILITIES RELATING TO BERLIN END QUOTE WOULD BE MORE EFFECTIVE LATER IN THE SENTENCE. AFTER SOME DISCUSSION IT WAS AGREED THAT BOTH PHRASES SINGLED OUT BY DEPARTMENT IN REF A SHOULD REMAIN, FOR THE DIFFERENT REASONS CITED ABOVE.

3. ADDITIONAL CHANGES SUGGESTED TO EARLIER TEXT ARE EDITORIAL, REFLECTING CONCERN THAT, WHERE POSSIBLE, ALLIED TEXT WORDING SHOULD CORRESPOND TO THAT OF QA. THUS, IN PARAS (D) AND (E) BELOW, FULL PHRASE QUOTE IN INTERNATIONAL ORGANIZATIONS AND INTERNATIONAL CONFERENCES END QUOTE HAS BEEN INSERTED IN TEXT. AGREED BONN GROUP TEXT FOR REPLY TO MALIK LETTER FOLLOWS. BEGIN TEXT:

MR. SECRETARY GENERAL,

A) IN THE NAME OF OUR THREE GOVERNMENTS WE HAVE THE HONOUR, IN CONNECTION WITH THE ENTRY OF THE FRG INTO THE UNITED NATIONS, TO DIRECT YOUR ATTENTION TO THE REPRESENTATION ABROAD OF THE INTERESTS OF THE WESTERN SECTORS OF BERLIN.

B) ON THE BASIS ON THE SUPREME AUTHORITY THAT THEY MAINTAIN AND EXERCISE IN THE WSB, THE GOVERNMENTS OF FRANCE' THE UK AND THE US HAVE LONG AUTHORIZED THE FRG TO ASSURE, WITH CERTAIN LIMITATIONS, THE REPRESENTATION OUTSIDE BERLIN OF THE INTERESTS OF THE WSB AND OF THEIR PERMANENT RESIDENTS. THIS AUTHORIZATION WAS REAFFIRMED IN A COMMUNICATION TO THE GOVERNMENT OF THE USSR WHICH IS AN INTEGRAL PART (ANNEX IV A) OF THE QA OF SEPTEMBER 3, 1971, REGISTERED WITH THE SECRETARIAT OF THE UN ON JUNE 14, 1973.

C) IN THAT COMMUNICATION, THE THREE POWERS RECALLED THAT THEY MAINTAIN THEIR RIGHTS AND RESPONSIBILITIES RELATING TO THE REPRESENTATION ABROAD OF THE INTERESTS OF THE WESTERN SECTORS OF BERLIN AND THEIR PERMANENT RESIDENTS, INCLUDING THOSE RIGHTS AND

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RESPONSIBILITIES CONCERNING MATTERS OF SECURITY AND STATUS, BOTH IN INTERNATIONAL ORGANIZATIONS AND IN RELATIONS WITH OTHER COUNTRIES.

D) THE THREE POWERS ALSO RECALLED THEIR AGREEMENT IN PARTICULAR THAT, WITHOUT PREJUDICE TO THE ABOVE AND PROVIDED THAT MATTERS OF SECURITY AND STATUS WERE NOT AFFECTED, THE FEDERAL REPUBLIC MAY REPRESENT THE INTERESTS OF THE WESTERN SECTORS IN

INTERNATIONAL ORGANIZATIONS AND INTERNATIONAL
CONFERENCES.

E) FOR ITS PART, THE GOVERNMENT OF THE SOVIET
UNION, IN A COMMUNICATION TO THE GOVERNMENTS OF THE
THREE POWERS, WHICH IS SIMILARLY AN INTEGRAL PART
(ANNEX IV B) OF THE QUADRIPARTITE AGREEMENT OF

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USMISSION USUN NEW YORK

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C O N F I D E N T I A L SECTION 02 OF 02 BONN 16672

SEPTEMBER 3, 1971, AFFIRMED THAT IT WOULD RAISE NO
OBJECTION TO THE REPRESENTATION OF THE INTERESTS OF
THE WESTERN SECTORS OF BERLIN BY THE FEDERAL
REPUBLIC OF GERMANY IN INTERNATIONAL ORGANIZATIONS
AND INTERNATIONAL CONFERENCES, PROVIDED THAT MATTERS
OF SECURITY AND STATUS WERE NOT AFFECTED.

F) IN ACCORDANCE WITH THE ABOVE, THE THREE POWERS
HAVE AGREED, PURSUANT TO THEIR RIGHTS AND RESPONSIBILITIES
RELATING TO BERLIN, TO THE ASSUMPTION BY
THE FEDERAL REPUBLIC OF GERMANY OF THE RIGHTS AND

OBLIGATIONS OF THE CHARTER OF THE UNITED NATIONS
ALSO WITH RESPECT TO THE WESTERN SECTORS OF BERLIN
AND HAVE APPROVED THE REPRESENTATION OF THE
INTERESTS OF THE WESTERN SECTORS OF BERLIN BY THE
FEDERAL REPUBLIC OF GERMANY IN THE UNITED NATIONS
AND IN ITS SUBSIDIARY ORGANS.

G) I HAVE THE HONOUR TO REQUEST THAT THIS LETTER
BE CIRCULATED AS AN OFFICIAL DOCUMENT OF THE
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SECURITY COUNCIL AND THE GENERAL ASSEMBLY.

4. ALL REPS AGREED THAT, SHOULD ABOVE TEXT BE APPROVED
IN CAPITALS, TIMING AND MODALITIES OF ITS DELIVERY TO
UN SECRETARY GENERAL BEST LEFT TO CAPITALS AND RESPEC-
TIVE UN MISSIONS TO DETERMINE.
HILLENBRAND

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